

# Interview Summary

Application No.  
**08/790,043**

Applicant(s)  
**Payne et al.**

Examiner  
**Scott D. Priebe, Ph.D.**

Group Art Unit  
**1632**



All participants (applicant, applicant's representative, PTO personnel):

(1) Scott D. Priebe, Ph.D.

(3) \_\_\_\_\_

(2) Arthur E. Jackson

(4) \_\_\_\_\_

Date of Interview Jan 14, 1999

Type: ☒ Telephonic ☐ Personal (copy is given to ☐ applicant ☐ applicant's representative).

Exhibit shown or demonstration conducted: ☐ Yes ☒ No. If yes, brief description:

Agreement ☒ was reached. ☐ was not reached.

Claim(s) discussed: 49, 52, 56, and 57 and new claim 60

Identification of prior art discussed:

None

Description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Appl. rep. was informed that the after final amendment had been received and would be entered after approval of an Examiner's amendment to place the proposed claims in condition for allowance. Permission was given to amend claims 49, 52, 56, and 57 to correct typographical and grammatical errors and to improve clarity of the claims. With respect to claim 57, the amendment was also to correct a new matter issue. Claim 60 was added at the request of applicant to claim a specific embodiment of the claimed invention that had been inadvertently omitted from the amendment. Appl. Rep. was informed that the claims were now allowable.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

1. ☒ It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph above has been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a response to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

2. ☒ Since the Examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the interview unless box 1 above is also checked.

Examiner Note: You must sign and stamp this form unless it is an attachment to a signed Office action.

**SCOTT D. PRIEBE, PH.D.**  
**PATENT EXAMINER**  
**ART UNIT 1632**



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

08/790,043		01/28/97		PAYNE		DEA/FCE-1994		100	
SERIAL NUMBER		FILING DATE		FIRST NAMED APPLICANT				ATTORNEY DOCKET NO.	
08/790,043				HM22/0823				GM50005	
SMITHKLINE BEECHAM CORPORATION									
CORPORATE INTELLECTUAL PROPERTY UW2220									
P O BOX 1539									
KING OF PRUSSIA PA 19406-0939									
PRIEBE, S									
EXAMINER									
Scott D. Priebes 32									
ART UNIT					PAPER NUMBER				
1632					08/23/99				
					20				
DATE MAILED:									

Please find below a communication from the EXAMINER in charge of this application  
Commissioner of Patents

**Interference**

All claims remain allowable. However, due to a potential interference, ex parte prosecution remains SUSPENDED FOR A PERIOD OF 6 MONTHS from the date of this letter. Upon expiration of the period of suspension, applicant should make an inquiry as to the status of the application.

Certain papers related to this application may be submitted to Art Unit 1632 by facsimile transmission. The FAX number is (703) 308-4242 or 305-3014. The faxing of such papers must conform with the notices published in the Official Gazette, 1156 OG 61 (November 16, 1993) and 1157 OG 94 (December 28, 1993) (see 37 CFR 1.6(d)). NOTE: If applicant does submit a paper by FAX, the original copy should be retained by applicant or applicant's representative. NO DUPLICATE COPIES SHOULD BE SUBMITTED, so as to avoid the processing of duplicate papers in the Office.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Scott D. Priebe whose telephone number is (703) 308-7310. The examiner can normally be reached on Monday through Friday from 8 AM to 4 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Wityshyn, can be reached on (703) 308-4743.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-0196.

*Scott D. Priebes*

Scott D. Priebes, Ph.D.  
Primary Examiner  
Technology Center 1600  
Art Unit 1632

*John J. Doll*

John J. Doll, Director  
Technology Center 1600



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Patent and Trademark Office**

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GM50005

APPLICATION NO. 08/798,842	FILING DATE 01/28/97	PAYNE FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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HM32/0621  
SMITHKLINE BEECHAM CORPORATION  
CORPORATE INTELLECTUAL PROPERTY UW2220  
P O BOX 1539  
KING OF PRUSSIA PA 19406-0939

FRIEBE, S  
EXAMINER

1632  
ART UNIT PAPER NUMBER

06/21/97

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

DEA/FCE-1994

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/790,043			

EXAMINER	
Scott D. Priebe	
ART UNIT	PAPER NUMBER
1632	21

DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application

Commissioner of Patents

All claims are allowable. However, due to a potential interference, *ex parte* prosecution remains SUSPENDED from the date of this letter.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Scott D. Priebe whose telephone number is (703) 308-7310. The examiner can normally be reached on Monday through Friday from 8 AM to 4 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jasmine Chambers, can be reached on (703) 308-2035.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-0196.

*Scott D. Priebe*

Scott D. Priebe, Ph.D.  
Primary Examiner  
Technology Center 1600  
Art Unit 1632

*George C. Elliott, for*

*JOHN DOLL*

*DIRECTOR, TECHNOLOGY CENTER 1600*